

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

LANDS – Hyderabad District – An extent of 142 square yards in property bearing No. 10-5-2/1/1 in T.S. No. 16/P, Ward No.36, Block-K of Masabtank, Mallepally (V), Regularizaing the land in favour of Smt. D.Shailendra Kumari – Orders – Issued.

REVENUE (ASSIGNMENTS.III) DEPARTMENT

**G.O. Ms. No. 1077**

**Dated 16.10.2009.**

Read the following :-

- (1) G.O. Ms. No.1135, Revenue (Q) Department, dated 23.8.1975.
- (2) Representation of Smt. D.Shailendra Kumari dated 25.7.2008.
- (3) From the Collector – Hyderabad Memo. No. R1/2612/1/06, dated 2.9.2008.

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**ORDER:-**

In the reference 2<sup>nd</sup> read above, Smt. D.Shailendra Kumari has put in a representation to Government stating that an extent of 254.06 square yards was purchased in Sy. No.128 of Mallepally (V), bearing No. 10-5-2/1/36/2 through a Registered Sale Deed No. 76, dated 17.1.1966 in her name by her mother Smt. D.Prasanna Kumari. She has further stated that, in the G.O. first read above, orders were issued regularizing her possession of the land at the rate of Rs.10/- per square yards along with other (5) persons. But the above orders could not be implemented for the reasons that the matter was taken up to the Hon'ble Courts. It has also been stated that the Land Grabbing Court after examining all the issues involved in its Judgment in L.G. Case No. 170 of 1997 dated 28.12.2005 has been ordered to regularize the possession of her land at the rate of Rs.10/- per Square Yard or by fixing a reasonable rate keeping in view Rs.10/- per Square Yard already fixed by the Government in the G.O. first read above. The applicant has requested the District Collector – Hyderabad for regularization of possession of her land as per the aforesaid G.O., but Collector Hyderabad issued instructions to file afresh as per G.O. Ms. No.166, Revenue (Assn.POT) Department, dated 16.2.2008. Smt. D.Shailendra Kumari has further stated that out of 254.66 square yards purchased by her mother, an extent of about 100 square yards has been taken over by the Government for road widening and now the area left in her possession for regularization is about 142 square yards. She has, therefore, requested to implement the original orders issued by the Government in G.O. Ms. No.1135, dated 23.8.1975 i.e. to regularize her land about 142 square yards at the rate of RS.10/- per square yard in view of the L.G. Court Orders.

**2.** The District Collector, Hyderabad has reported that the property bearing Pr. No. 10-5-2-1/1 situated at Masabtank, Mallepally Village to an extent of 142 square yards falls in TS No. 16/P, Block-K, Ward No.36 of Mallepally (V), classified as G (Cantonment) Non-ISF land as per Town Survey Records. The Collector, Hyderabad has also informed that the applicant was advised to file application under G.O. Ms. No. 166, Revenue (Assn.POT) Department, dated 16.2.2008 for regularization of encroached land but the applicant did not file her application under the said G.O.

**3.** The Hon'ble High Court in its Common Order dated 18.9.1994 in batch cases in W.A. No. 509/1977 has observed that, it is open to the Government to consider the cases of other occupants whether they have made permanent constructions or not and who are not covered by the G.O. and take a decision, consistent with justice, as to collecting a reasonable rate from such occupants and regularize their occupation. The Collector Hyderabad filed a L.G. case which ahs also been disposed off duly observing that a G.O. has been issued and the Government will consider her request for regularization if not already done collecting a reasonable rate as observed by the Hon'ble Bench in W.A. No. 509/77.

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**4.** After detailed examination of the matter, Government hereby order that the possession of the Government land measuring an extent of 142 square yards bearing Pr. No. 10-5-2/1/1 in TS No.16/P, Block-K, Ward No.36 at Masabtank, Mallepally (V) be regularized in favour of Smt. D.Shailendra Kumari as per G.O. Ms. No.1135, Revenue (Q) Department, dated 23.8.1975 on payment of Rs.10/- per square yard and with interest thereon from the date of issue of the said order as a special case and shall not be quoted as precedent to any other cases.

**5.** The Chief Commissioner of Land Administration / District Collector – Hyderabad is requested to take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJESHWAR TIWARI  
SECRETARY TO GOVERNMENT

To  
The Chief Commissioner of Land Administration,  
A.P Hyderabad.  
The District Collector – Hyderabad.

Copy to:

The individual (thro' Collector – Hyderabad)  
SF / SC

/ Forwarded :: By Order /

SECTION OFFICER